

To the Members of the California State Assembly:

I am returning Assembly Bill 147 without my signature.

This bill requires manufacturers of electronic devices to submit documentation at the request of the Department of Toxic Substances Control (DTSC) demonstrating that the sale of their product is legal in California.

The ability to obtain basic information is fundamental to DTSC's ability to assess a manufacturer's compliance with state laws and inform the Green Chemistry Initiative. In order to obtain this information, the bill requires DTSC to have "reasonable cause," as prescribed in the bill, before making a request.

I appreciate and agree with the author's attempt to address manufacturer concerns about open-ended calls for information about specific products. Unfortunately, under the definition of "reasonable cause" in the bill, DTSC's ability to request and be provided information regarding the contents of covered electronic devices under California's Electronic Waste Recycling Act would be significantly limited.

For this reason, I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger